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8 IN THE UNITED STATES DISTRICT COURT

9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

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11 POWER INTEGRATIONS, INC.,

No. 09-5235 MMC

12 Plaintiff,

13 v.

14 FAIRCHILD SEMICONDUCTOR  
15 INTERNATIONAL, INC., et al.,

**ORDER DENYING PLAINTIFF'S  
JANUARY 21, 2014 MOTION TO FILE  
DOCUMENTS UNDER SEAL;  
DIRECTIONS TO PLAINTIFF**

16 Defendant.

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18 Before the Court is plaintiff's Administrative Motion to File Under Seal, filed January  
19 21, 2014, wherein plaintiff seeks leave to file under seal portions of its Opposition to  
20 Defendants' Administrative Motion No. 2 Seeking Evidentiary Hearing on Damages Prior to  
21 Trial and the entirety of Exhibit A to the Declaration of Enrique D. Duarte, containing  
22 excerpts from the Rebuttal Expert Report of James E. Malackowski filed in support of said  
23 motion, both of which, plaintiff states, disclose material defendants designated as  
24 confidential. Having read and considered the administrative request, the Court rules as  
25 follows.

26 Under the Local Rules of this District, where a party seeks to file under seal any  
27 material designated as confidential by another party, the submitting party must file a motion  
28 for a sealing order. See Civil L.R. 79-5(d)-(e). "Within 4 days of the filing of the

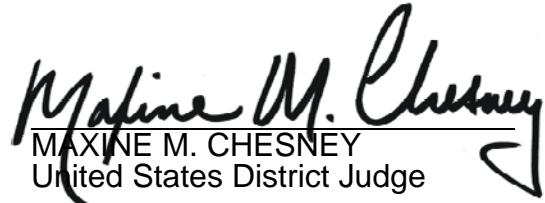
1 Administrative Motion to File Under Seal, the Designating Party must file a declaration . . .  
2 establishing that all of the designated information is sealable." Id. at 79-5(e)(1). "If the  
3 Designating Party does not file a responsive declaration as required by subsection 79-  
4 5(e)(1) and the Administrative Motion to File Under Seal is denied, the Submitting Party  
5 may file the document in the public record no earlier than 4 days, and no later than 10  
6 days, after the motion is denied." Id. at 79-5(e)(2).

7 Here, the designating party has not filed a responsive declaration within the requisite  
8 time.

9 Accordingly, plaintiff's motion to file under seal is hereby DENIED, and plaintiff is  
10 hereby DIRECTED to file in the public record, no later than February 14, 2014, an  
11 unredacted version of its Opposition to Defendants' Administrative Motion No. 2 Seeking  
12 Evidentiary Hearing on Damages Prior to Trial as well as Exhibit A to the Declaration of  
13 Enrique D. Duarte in Support of Power Integrations' Opposition to Defendants'  
14 Administrative Motion No. 2.

15 **IT IS SO ORDERED.**

16  
17 Dated: February 4, 2014  
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MAXINE M. CHESNEY  
United States District Judge

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